

**TOWN OF OSLER
BYLAW 2015-04
TO REGULATE AND CONTROL RECREATIONAL FIRES**

The Council of the Town of Osler, in the Province of Saskatchewan, enacts as follows:

PART 1 – SHORT TITLE

- 1) This Bylaw may be cited “the Recreational Fires Bylaw”

PART 2 – DEFINITIONS

- 2) In this Bylaw:
- a. **“BYLAW ENFORCEMENT OFFICER”** means the Bylaw Enforcement Officer for the Town of Osler;
 - b. **“COUNCIL”** means the Municipal Council of the Corporation of the Town of Osler;
 - c. **“FIRE”** includes any combustion whether or not any flame is present or visible;
 - d. **“FIRE CHIEF”** means the person who is appointed to be the head of the Town of Osler Fire Department and every person designated by Council by name of office or otherwise to act in the place of the Fire Chief;
 - e. **“OCCUPANT”** means an owner, tenant, lessee, agent, licensee and any other person who has the right of access to, and control of any land, building or premises to which this Bylaw applies;
 - f. **“PERSON”** includes a corporation, partnership or party, and the personal or other legal representatives of a person to whom the context can apply according to this Bylaw;
 - g. **“TOWN”** means the Town of Osler

PART 3 – PROHIBITED FIRES

- 3) Subject to the exceptions set out in Part 4; a person shall not cause or permit a fire within the boundaries of the town, whether or not on land they own or occupy.

PART 4 – EXCEPTIONS

- 4) Cooking food using an appliance designed and intended for that purpose and fuelled by liquid petroleum gas, natural gas, preservative free wood or wood products, or charcoal;
- 5) A recreational fire fuelled by preservative free wood or wood products but only if such fire is within a fire pit or fireplace meeting the standards of Part 5 of this Bylaw, and for which a permit has been issued by the Town (Schedule A).
- 6) An outdoor fire as part of a block party, community event or similar special function or celebration for which a permit has been issued by the Fire Chief (Schedule B).

PART 5 – FIRE PIT STANDARDS

- 7) A fire pit may only be used for a recreational fire if it is fuelled by preservative free wood or wood products.

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- 8) A fire pit must be located at least three metres from any building, property line or combustible material;
- 9) The sides of the fire pit must be fully enclosed and constructed from brick, concrete block, heavy gauge metal or other non-combustible material; and
- 10) The opening of the fire pit must be:
 - a. no more than one metre across;
 - b. no more than 60 centimetres above the surrounding surface grade; and
 - c. no less than 15 centimetres above the surrounding surface grade; and
 - d. covered with a non-combustible mesh screen with openings no greater than 1.25 centimetres across.

PART 6 – FIREPLACE STANDARDS

- 11) A fireplace may be used for a recreational fire if it is fuelled by preservative free wood or wood products.
- 12) A fireplace must be located at least one metre from any building, property line or combustible material;
- 13) A fireplace must be constructed entirely from brick, concrete block, heavy gauge metal or other non-combustible material;
- 14) The base of the fire burning area must be at least 30 centimetres above the surrounding surface grade;
- 15) The fire burning area must be no more than 1.25 metres wide and between 40 centimetres and 60 centimetres deep;
- 16) A fireplace must have a chimney that extends at least 2.5 metres above the base of the fire burning area; and
- 17) A fireplace must have a chimney that is covered with a non-combustible mesh screen with openings no greater than 1.25 centimetres across.

PART 7 – FEES

- 18) There is no fee for a permit application in relation to Schedule A, however, should an inspection be required for any reason, or a written complaint be received, a \$10.00 fee may apply, should noncompliance with this bylaw be determined as a result of the inspection by the Fire Chief or the Bylaw Enforcement Officer.
- 19) The fee for a permit application in relation to Schedule B is \$10.00 and payable to the Osler Fire Department.

PART 8 – PENALTIES

- 20) Every person who violates any of the provisions of this Bylaw, or who permits any act or thing to be done in contravention or in violation of any of the provisions of this Bylaw, or who neglects to do or refrain from doing anything required to be done by any of the provisions of

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this Bylaw, shall be guilty of an offence and shall be liable to a fine of not more than \$500.00.

PART 9 – REPEAL

- 21) Bylaw 2011-07, a bylaw to regulate and control outdoor recreational fires is hereby repealed.

PART 10 – OWNER LIABILITY

- 22) Where a person who owns land contravenes or fails to comply with any provision of this Part, the person is liable for the expenses and costs related to the Town extinguishing any related fires on the land.

PART 11 – COMING INTO FORCE

- 23) This Bylaw shall come into force on the day of its final passing.

READ a first time this 24th day of March, 2015

READ a second time this 24th day of March, 2015

READ a third time and adopted this 24th day of March, 2015

SEAL

Mayor

Chief Administrative Officer

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**Schedule "A"
To Bylaw 2015-04**

APPLICATION FOR A PERMIT TO CONSTRUCT OR OPERATE A BACKYARD FIRE PIT

APPLICATION is hereby made in accordance with the provisions of the Town of Osler Bylaw 2015-04 by:

Name(s): _____

Mailing Address: _____

Civic Address: _____

Phone Number(s): _____

I/We, the undersigned, hereby apply for a permit under Section 3, Bylaw 2015-04 of the Town of Osler to construct and/or operate a back yard fireplace or fire pit to be used for recreational purposes only.

I/We have been given a copy of Bylaw 2015-04 and understand the regulations therein, including Part V, the standards for fire pits and/or Part VI the standards for fireplaces.

I/We further understand that preservative-free wood or wood products only may be used in the said fire pit or fireplace.

I/We have submitted a site plan of the back yard and the proposed fire pit/fireplace, which shows compliance with Part V and Part VI of Bylaw 2015-04.

Signature(s) of Property Owner(s)

Date

.....
Permit #: _____

Date: _____

I have reviewed the site plan for a back yard fire pit or fireplace located at _____ and have determined that it appears to comply with regulations and standards. Permission is hereby granted in accordance with the provisions of Bylaw 2015-04.

Signature of Town Official

Date

The Town of Osler accepts no responsibility for liability or costs incurred as a result of authorizing this permit.

THIS PERMIT IS NOT TRANSFERABLE

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**Schedule "B"
To Bylaw 2015-04
APPLICATION FOR A SPECIAL PERMIT FOR AN OPEN-AIR FIRE**

APPLICATION is hereby made in accordance with the provisions of "Town of Osler Bylaw 2015-04" by:

ORGANIZATION INFORMATION

Please print

Group or Organization: _____

Contact: _____

Signing Authority: _____

Address: _____

Telephone: _____ Cell: _____

For a special permit to light an open-air fire on:

the _____ day of _____, 20__ at _____
(Location)

from _____ a.m./p.m. to _____ a.m./p.m.

Signature of Property Owner

THE TOWN OF OSLER SPECIAL PERMIT

PERMISSION is hereby granted in accordance with the provisions of Town of Osler Bylaw 2015-04 to:

Name of Organization: _____

Address & Telephone Number: _____

For the open-air fire on the _____ day of _____, 20__ at _____
_____ from _____ a.m./p.m. to _____ a.m./p.m.

\$10.00 fee has been paid

Issued at Town of Osler, Saskatchewan, this _____ day of _____, 20_____.

Signature of Fire Chief

The Town of Osler accepts no responsibility for liability or costs incurred as a result of authorizing this permit.

THIS PERMIT IS NOT TRANSFERABLE